

DT03 Rec'd PCT/PTO 17 FEB 2005

JCWSCS 16 FEB 2005

DARBY &
DARBY805 Third Avenue
New York, NY 10022
Tel: (212) 527-7700
Fax: (212) 753-6237

E-MAIL:

FILE # 01946/1001864-USADATE: 2/3/05NUMBER TRANSMITTING TO: 703-308-7751RECIPIENT: Corrected Filing Receipt DivisionCOMPANY: United States Patent and Trademark OfficeFROM: Flynn BurrisonNO. OF PAGES TRANSMITTING
(INCLUDING COVER SHEET)*: 8CONFIRMATION OF THIS TRANSMISSION WILL FOLLOW BY
FIRST CLASS MAIL (Y/N): NO

COMMENTS:

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE SO THAT WE CAN ARRANGE FOR THE RETRIEVAL OF THIS DOCUMENT AT NO COST TO YOU. THANK YOU.

PLEASE RETURN TO

Julian Williams

* IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (212) 527-7774

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper or, if this paper is a transmittal letter, every other paper or fee referred to therein, is being facsimile transferred to the Commissioner for Patents & Trademarks at the United States Patent and Trademark Office, Alexandria, VA 22313-1450, at 703-308-7751 on the date shown below.

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

2/3/05
Date
Julian Williams
Name
Signature

Customer No.: 07278

Docket No.: 01946/100D864-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David Gschneidner et. al.

Serial No.: 09/762,067

Filed: August 3, 2001

For: COMPOUNDS AND COMPOSITIONS FOR DELIVERING ACTIVE AGENTS
.....REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

☒ incorrectly entered

and/or

☐ omitted.

Error in**Correct data**

Applicant's name

David Gschneider, Stamford CT
Andrea Leone-Bay, Ridgefield, CT
Eric Wang, Ellicott City MD
Lynn Errigo, Port Chester, NY
Koc-Kan Ho, Mount Kisco, NY
Jeffrey Bruce Press, Brewster, NY
Nai Fang Wang, Long Island City, NY
Ping Wah Tang Elmsford, NY



Applicant's address



Title



Filing Date



Application Number



Foreign/PCT Application Re:



Other

Remarks:

Enclosed please find a copy of the executed declaration.

The Commissioner is respectfully requested to issue a new and correct Filing Receipt.

Respectfully submitted,

Dated: February 2, 2005



Flynn Barrison
Reg. No. 53,970
Agent for Applicant(s)

DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
212-527-7700



UNITED STATES PATENT AND TRADEMARK OFFICE

01946/100D864US1

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
09/762,067	08/03/2001	1654	2160	1946/1D864-U		17	3

07278

DARBY & DARBY P.C.

P. O. BOX 5257

NEW YORK, NY 10150-5257

CONFIRMATION NO. 7883

CORRECTED FILING RECEIPT



OC000000014865961

Date Mailed: 01/03/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

David Gschneidner, Stamford, CT;
Andrea Leone-Bay, Ridgefield, CT;
Eric Wang, Ellicott City, MD;
Lynn Errigo, Port Chester, NY;
Koc-Kan Ho, Mount Kisco, NY;
Jeffery Bruce Press, Brewster, NY;
Nai Fang Wang, Long Island City, NY;
Pingwah Tong, Wmsford, NY;

A Elmsford, NY

Power of Attorney:

Morris Relson--15108
Gordon Coplein--19165
Bert Lewen--19407
Michael Sweedler--19937
Paul Fields--20298

William Dudine Jr--20569
Henry Sternberg--22408
S Ludwig--25351
Melvin Garner--26272
Joseph Lerch--26936

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US99/17974 08/06/1999
which claims benefit of 60/095,778 08/07/1998
which claims benefit of 60/098,500 08/31/1998
which claims benefit of 60/108,366 11/13/1998
which claims benefit of 60/119,207 02/05/1999

Foreign Applications

If Required, Foreign Filing License Granted: 01/03/2005

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US09/762,067**

Projected Publication Date: None, application is not eligible for pre-grant publication

Non-Publication Request: No

Early Publication Request: No

Title

Compounds and compositions for delivering active agents

Preliminary Class

424

**-LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

US

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(Includes Reference to PCT International Applications)

ATTORNEY DOCKET NUMBER
1946/1D864US1

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed for and which a patent is sought on the invention entitled:

COMPOUNDS AND COMPOSITIONS FOR DELIVERING ACTIVE AGENTS

the specification of which (check only one item below):

- ☐ is attached hereto.
- ☐ was filed as United States application

Serial No. _____

on _____

and was amended

on _____ (if applicable).

- ☒ was filed as PCT international application

Number PCT/US99/17974on 06 August 1999

and was amended under PCT Article 19

on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (or PCT indicia PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119	
PCT	PCT/US99/17974	06 August 1999	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
US	60/095,778	07 August 1998	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
US	60/098,500	31 August 1998	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
US	60/108,366	13 November 1998	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
US	60/119,207	05 February 1999	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO

US

Combined Declaration for Patent Application and Power of Attorney (Continued) (Includes Reference to PCT International Applications)				ATTORNEY'S DOCKET NUMBER 1946/10864US1																										
<p>I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in said/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:</p>																														
<p>PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:</p>																														
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2" style="text-align: left; padding: 2px;">U.S. APPLICATIONS</th> <th colspan="3" style="text-align: left; padding: 2px;">STATUS (Check one)</th> </tr> <tr> <th style="text-align: left; padding: 2px;">U.S. APPLICATION NUMBER</th> <th style="text-align: left; padding: 2px;">U.S. FILING DATE</th> <th style="text-align: left; padding: 2px;">PATENTED</th> <th style="text-align: left; padding: 2px;">PENDING</th> <th style="text-align: left; padding: 2px;">ABANDONED</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table>						U.S. APPLICATIONS		STATUS (Check one)			U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED															
U.S. APPLICATIONS		STATUS (Check one)																												
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED																										
<p>PCT APPLICATIONS DESIGNATING THE U.S.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; padding: 2px;">PCT APPLICATION NO.</th> <th style="text-align: left; padding: 2px;">PCT FILING DATE</th> <th style="text-align: left; padding: 2px;">U.S. SERIAL NUMBER (If a serial number assigned in U.S.)</th> <th style="text-align: left; padding: 2px;">PATENTED</th> <th style="text-align: left; padding: 2px;">PENDING</th> <th style="text-align: left; padding: 2px;">ABANDONED</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table>						PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBER (If a serial number assigned in U.S.)	PATENTED	PENDING	ABANDONED																			
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBER (If a serial number assigned in U.S.)	PATENTED	PENDING	ABANDONED																									
<p>POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Morris Nelson #15,108, Gordon D. Cupplein #19,165, William F. Dudino, Jr. #20,569, Michael J. Swoodler #19,937, S. Peter Ludwig #25,351, Paul Fields #20,298, Joseph B. Lerch #26,936, Melvin C. Garner #26,272, Ethan Horwitz #27,646, Beverly B. Goodwin #28,417, Adda C. Gogorls #29,714, Martin E. Goldstein #20,869, Bert J. Lewan #19,407, Henry Sternberg #22,408, Patar C. Schechter #31,662, Robert Schaffer #31,194, Robert C. Sullivan, Jr. #30,499, and Joseph R. Robinson #33,448</p>																														
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%; padding: 5px; vertical-align: top;"> <p>Send Correspondence to:</p> <p style="text-align: center;">LESSLER, Jay P. DARBY & DARBY P.C. 805 Third Avenue New York, New York 10022-7513</p> </td> <td style="width: 40%; padding: 5px; vertical-align: top;"> <p>Direct Telephone Calls to: (name and telephone number)</p> <p style="text-align: center;">(212) 527-7700 LESSLER, Jay P.</p> </td> </tr> </table>						<p>Send Correspondence to:</p> <p style="text-align: center;">LESSLER, Jay P. DARBY & DARBY P.C. 805 Third Avenue New York, New York 10022-7513</p>	<p>Direct Telephone Calls to: (name and telephone number)</p> <p style="text-align: center;">(212) 527-7700 LESSLER, Jay P.</p>																							
<p>Send Correspondence to:</p> <p style="text-align: center;">LESSLER, Jay P. DARBY & DARBY P.C. 805 Third Avenue New York, New York 10022-7513</p>	<p>Direct Telephone Calls to: (name and telephone number)</p> <p style="text-align: center;">(212) 527-7700 LESSLER, Jay P.</p>																													
2	FULL NAME OF INVENTOR	FAMILY NAME GSCHNFIDNER	FIRST GIVEN NAME David	SECOND GIVEN NAME																										
0	RESIDENCE & CITIZENSHIP	CITY Stamford	STATE OR FOREIGN COUNTRY Connecticut	COUNTRY OF CITIZENSHIP US																										
1	POST OFFICE ADDRESS	POST OFFICE ADDRESS 44 Cerretta Street	CITY Stamford	STATE & ZIP CODE/COUNTRY CT 06907, US																										
2	FULL NAME OF INVENTOR	FAMILY NAME LEONE-BAY	FIRST GIVEN NAME Andrea	SECOND GIVEN NAME																										
0	RESIDENCE & CITIZENSHIP	CITY Ridgfield	STATE OR FOREIGN COUNTRY Connecticut	COUNTRY OF CITIZENSHIP US																										
7	POST OFFICE ADDRESS	POST OFFICE ADDRESS 20 Woodland Way	CITY Ridgfield	STATE & ZIP CODE/COUNTRY CT 06877, US																										
2	FULL NAME OF INVENTOR	FAMILY NAME WANG	FIRST GIVEN NAME Eric	SECOND GIVEN NAME																										
0	RESIDENCE & CITIZENSHIP	CITY Perryhall	STATE OR FOREIGN COUNTRY Maryland	COUNTRY OF CITIZENSHIP US																										
3	POST OFFICE ADDRESS	POST OFFICE ADDRESS 8205 Featherhill Road	CITY Perryhall	STATE & ZIP CODE/COUNTRY MD 21128, US																										
2	FULL NAME OF INVENTOR	FAMILY NAME ERRIGO	FIRST GIVEN NAME Lynn	SECOND GIVEN NAME																										
0	RESIDENCE & CITIZENSHIP	CITY Port Chester	STATE OR FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP US																										
4	POST OFFICE ADDRESS	POST OFFICE ADDRESS 85 Birch Street	CITY Port Chester	STATE & ZIP CODE/COUNTRY NY 10573, US																										
2	FULL NAME OF INVENTOR	FAMILY NAME HO	FIRST GIVEN NAME Koc-Kan	SECOND GIVEN NAME																										
0	RESIDENCE & CITIZENSHIP	CITY Mount Kisco	STATE OR FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP MC																										
5	POST OFFICE ADDRESS	POST OFFICE ADDRESS 70 Barker Street	CITY Mount Kisco	STATE & ZIP CODE/COUNTRY NY 10549, US																										

2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
6	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
7	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
8	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203
DATE 2/12/01	DATE 2-6-01	DATE
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE 2/14/01	DATE	DATE
SIGNATURE OF INVENTOR 207	SIGNATURE OF INVENTOR 208	
DATE 10/6/02	DATE 2/14/05	